

A2 Con4 performed over six months to a year, every twenty-four to seventy-two hours, and is performed thereafter as necessary. Generally, cancer is progressing in patients whose MK value, as detected by antibodies, is increasing sequentially.

Please substitute the following paragraph at page 14, lines 19-24:

Specifically, for rabbits, 400 µg MK containing solution mixed with an equivalent amount of Freund's complete adjuvant was initially injected subcutaneously, and from the second time and onwards, 400 µg MK containing solution mixed with an equivalent amount of Freund's incomplete adjuvant was injected each time subcutaneously. For chickens, the procedure was similar to that of rabbits, except that 100 µg MK was used each time for injections.

In the claims

Claim 1 (amended):

A method for detecting early cancer, comprising the steps of:

- a) measuring the level of midkine, a fragment thereof, or both in a biological sample, and,
- b) comparing the measured level obtained in step a) to a control midkine level of a healthy subject, wherein an elevated measured level as compared to the control level indicates the presence of early cancer.

Claim 9 (amended):

A method for detecting early cancer comprising the steps of (a) contacting a biological sample with an antibody that specifically binds to midkine, a fragment thereof, or both, and (b)



Docket No. SPO-116

45

comparing the level of binding between the antibody and midkine, a fragment thereof, or both of step (a) to a control binding level of a healthy subject, wherein an elevated binding level as compared to the control level indicates the presence of early cancer.

Claim 10 (amended):

AG

A diagnostic agent for early cancer comprising an antibody that recognizes midkine, a fragment thereof, or both.

Claim 11 (amended):

A kit for detecting early cancer in a biological sample, wherein (a) the kit comprises a container that holds an antibody that specifically binds to at least one epitope of midkine, a fragment thereof, or both and (b) the antibody determines the presence of midkine, a fragment thereof, or both in the biological sample.

Claim 13 (amended):

A method for assessing cancer prognosis, comprising the steps of:

A8

- a) measuring the level of midkine, a fragment thereof, or both in a biological sample, and,
- b) correlating the measured level obtained from step a) to cancer prognosis, to thereby assess cancer prognosis.

4

Docket No. SPO-116

Claims 1, 9-11 and 13 have been amended. No new matter has been added by these amendments.

The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 or 1.17 as required by this paper to Deposit Account 19-0065.

Respectfully Submitted

David R. Saliwanchik

Patent Attorney

Registration No. 31,794

Phone No.:

352-375-8100

David Saliwanchik

Address:

Saliwanchik, Lloyd & Saliwanchik

2421 N.W. 41st Street

Suite A-1 Gainesville, FL 32606

DRS/la